## IN THE SUPREME COURT OF THE STATE OF DELAWARE

§
§ No. 567, 2010
§
§ Court Below – Superior Court
§ of the State of Delaware,
§ in and for Kent County
§ Case I.D. 0908004615
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§
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Submitted: July 13, 2011 Decided: July 18, 2011

Before STEELE, Chief Justice, HOLLAND and JACOBS, Justices.

## ORDER

This 18th day of July 2011, the Court having considered this matter after oral argument and on the briefs filed by the parties has determined that the final judgment of the Superior Court should be affirmed on the basis of and for the reasons assigned by the Superior Court in its well-reasoned decision dated July 30, 2010.

NOW, THEREFORE, IT IS HEREBY ORDERED that the judgment of the Superior Court be, and the same hereby is, AFFIRMED.

BY THE COURT:

/s/ Randy J. Holland Justice